



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

**COPY MAILED**

JUL 14 2009

**OFFICE OF PETITIONS**

BIRCH STEWART KOLASCH & BIRCH  
PO BOX 747  
FALLS CHURCH VA 22040-0747

In re Application of :  
Masazumi Yasumoto :  
Application No. 10/574,904 : DECISION ON PETITION  
Deposited: April 6, 2006 :  
Attorney Docket No. 14220714PUS1 :

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed June 9, 2009.

The petition is **GRANTED**.

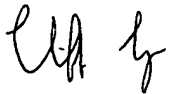
The above-identified application was held abandoned for failure to timely file a response to the "Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures", mailed October 20, 2008. This Notice set an extendable period for reply of two (2) months for applicant to a copy of the Sequence Listing in computer readable form, together with a statement that the contents of the Sequence Listing in computer readable form is identical to the written sequence listing and includes no new matter. The Office mailed a Notice of Abandonment on May 15, 2009, stating that no reply had been received.

A review of the application file reveals the presence of an Sequence Listing, filed on November 17, 2008. In addition, applicant submitted a statement that the contents of the Sequence Listing in computer readable form is identical to the written sequence listing and includes no new matter. Accordingly, it is obvious that the Notice of Abandonment was mailed in error.

In view thereof, **the holding of abandonment is withdrawn.**

The matter is being forwarded to the Office of Patent Application Processing for pre-examination processing, using the Sequence Listing filed on November 17, 2008 (a copy of which was also supplied on petition).

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in cursive script, appearing to read "Cliff Congo".

Cliff Congo  
Petitions Attorney  
Office of Petitions